IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL REVISION APPLICATION NO.145 OF 2007

Jaikuddin Fida Husen Bohori ...Applicant

Versus

Santoshkumar Mohanlal Lodha & Ors. ...Respondents

Shri M.M.Sathaye for the Applicant.
Shri Haridas for the Respondents.

CORAM : ABHAY S.OKA, J.
DATED : MAY 04, 2007.

P.C.:

1. Heard learned Advocate appearing for the Applicant. After arguing the revision Application for sometime, on instructions of the Applicant who is personally present in the Court, he states that the Applicant is not pressing this application on merits. He, however, submits that as the decree relates to residential premises, longer time to vacate may be granted. He prays for grant of time of two years. The learned Advocate for the Respondents-landlords opposes the prayer but submits that a reasonable time to vacate may be granted.

2. Considering the facts and circumstances of the case, time deserves to be granted to vacate till 31st December, 2008.

3. Hence, I pass the following order:

(i) Revision Application is dismissed as not pressed.

(ii) Notwithstanding the rejection of the revision Application, decree for possession shall not be executed till 31st December, 2008 subject to the Applicant and all his adult family members filing usual undertaking in this Court to vacate the suit premises within the time granted by this Court. The undertaking shall be filed on or before 08th June, 2007. Copies of all the undertakings shall be provided to the Advocate for the Respondents.

(iii) If an undertakings are not filed within the stipulated period, the decree for possession will forthwith become executable.

(iv) Parties to act upon an authenticated copy of this order.

JUDGE